IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

|) C.A. No. 06-188 | |
|---|----------|
| | |
| Plaintiff,) | |
| v.) | |
|) | |
|) | |
| HOENEN & MITCHELL, INC., a Delaware) | |
| corporation, BELLA VISTA) JURY TRIAL I | DEMANDED |
| DEVELOPMENT, LLC, a Virginia) | |
| corporation, BELLA VISTA TOWNHOME) | |
| CONDOMINIUM ASSOCIATION, INC., a) | |
| Delaware Corporation, RE/MAX REALTY) | |
| GROUP, a Delaware franchise, | |
| WILLIAM J. MITCHELL, individually, | |
| and WAYNE MITCHELL, individually,) | |
| | |
| Defendants. | |

<u>DEFENDANT BELLA VISTA DEVELOPMENT, LLC'S</u> JOINDER IN MOTION IN LIMINE OF DEFENDANT RESORT REALTY CORP., INC.

The defendant Bella Vista Development, LLC hereby joins in the Motion in Limine filed by Realty Group, Inc., to exclude testimony of plaintiff's expert and testimony concerning changing of the step after the accident. Defendant Bella Vista Development adopts the brief filed by the defendant Resort Realty Group.

CASARINO, CHRISTMAN & SHALK

/s/ Stephen P. Casarino
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Attorney for the Defendant Bella Vista
Development, LLC and Wayne Mitchell

DATED: September 10, 2007

CERTIFICATE OF SERVICE

I, Stephen P. Casarino, Esq., hereby certify that I have efiled at 800 North King Street, Suite 200, Wilmington, DE 19801, on this 10th day of September, 2007, a true and correct copy of the attached Joinder of Motion in Limine addressed to:

Jennifer S. Donahue, Esquire Doroshow, Pasquale, Krawitz & Bhaya 213 East DuPont Highway Millsboro, DE 19966

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